


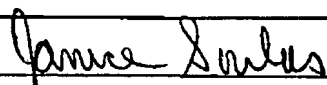
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/713,926	
	Filing Date	November 14, 2003	
	First Named Inventor	Lyn Hughes	
	Art Unit	1614	
	Examiner Name	Phyllis Spivack	
Total Number of Pages in This Submission	3	Attorney Docket Number	A01290C

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Rohm and Haas Company	
Signature		
Printed name	James G. Vouros	
Date	August 20, 2007	Reg. No. 34,453

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A01290C

In re application of:
Lyn Hughes

Serial No.: 10/713,926 : Group Art Unit: 1614

Filed: November 14, 2003 : Examiner: Phyllis Spivack

For: A Reduced Abuse Oral Pharmaceutical Dosage Form

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO REQUIREMENT FOR ELECTION OF SPECIES

Applicants submit the following response with traverse to the Requirement for Election of Species mailed on March 19, 2007.


Applicants have been required to elect single disclosed species of a matrix polymer, an enteric polymer, a compound soluble at a pH of from 1-4, an opiate, and a plasticizer. Applicants elect with traverse ethyl cellulose as the matrix polymer, hydroxypropyl methylcellulose as the enteric polymer, hydroxypropyl cellulose as the compound soluble at a pH 1-4, oxycodone as the opiate, and polyethylene glycol as the plasticizer. This election is made for all of claims 1-10.

Applicant traverses the election requirement on the grounds that there are no patently distinct species present. The invention is directed to an oral pharmaceutical dosage form; the dosage form being a core and a coating surrounding the core. The coating of the present invention is made of a variety of components. Each of those components are described generically, such as, enteric polymer and matrix polymer. Examples of each of these compounds are listed in the application. Any combination of the listed compounds will make an acceptable oral pharmaceutical dosage form of the present invention. These listed examples are not intended to be limiting. The requirement by the Examiner to specifically choose one

compound from the category of compounds Applicant has claimed in the application is unjustly and unnecessarily narrowing to the scope of the claimed invention. As aforementioned, the claimed invention can be made with any combination of compounds chosen out of the provided list. Therefore, Applicant respectfully requests that the Examiner withdraw the Election requirement and proceed to examine the case on the merits.

Applicants hereby authorize the Commissioner to charge any fees which may be required or credit for overpayment for entry of this Amendment to Deposit Account No. 18-1850.

Respectfully submitted,



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August 20, 2007